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OFFICE OF PETITIONS

David Fonda
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|--------------------------------------|---|----------------------|
| In re Patent of Czernichowski et al. | : | |
| Patent No. 6,924,608 | : | |
| Issue Date: August 2, 2005 | : | Decision on Petition |
| Application No. 09/995,125 | : | |
| Filing Date: November 27, 2001 | : | |
| Attorney Docket No. 6000.2.21 | : | |

This is a decision on the petition filed September 13, 2010, under 37 CFR 1.378(c) to accept the unintentionally delayed payment of a maintenance fee for the above-identified patent.

The petition is **GRANTED**.

The patent issued August 2, 2005. The last day of the grace period for paying the 3.5 year maintenance fee was Monday, August 3, 2009. This petition was filed within twenty-four months after the six-month grace period provided in 37 CFR 1.362(e). Therefore, this petition was timely filed under the provisions of 37 CFR 1.378(c).

The maintenance fee in this case is hereby accepted and the above-identified patent is hereby reinstated as of the mail date of this decision.

It is not apparent whether the person signing the statement of unintentional delay was in a position to have firsthand or direct knowledge of the facts and circumstances of the delay at issue. Specifically, David Fonda was not an attorney or agent of record at the time the patent expired. Nevertheless, the statement the delay was unintentional is being treated as having been made as the result of a reasonable inquiry into the facts and circumstances of such delay. In the event that such an inquiry has not been made, petitioner must make such an inquiry. If such inquiry results in the discovery that the delay in paying the maintenance fee under 37 CFR 1.378(c) was intentional, petitioner must notify the Office.

There is no indication that the person signing the instant petition was ever given a power of attorney or authorization of agent in this case. If the person signing the instant petition desires to receive future correspondence regarding this application, the appropriate power of attorney or authorization of agent must be submitted. While a copy of this decision is being mailed to the

person who signed the instant petition, all future correspondence will be directed solely to the address currently of record until appropriate instructions are received to the contrary.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Steven Brantley at (571) 272-3203.

A handwritten signature in black ink, appearing to read 'C. Brantley', with a stylized flourish at the end.

Charles Steven Brantley
Senior Petitions Attorney
Office of Petitions